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16 Attorneys for WAYMO LLC

17 UNITED STATES DISTRICT COURT

18 NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

19 WAYMO LLC,

20 CASE NO. 3:17-cv-00939-WHA

21 Plaintiff,

22 **DECLARATION OF JEFF NARDINELLI**

23 vs.

24 UBER TECHNOLOGIES, INC.;
25 OTTOMOTTO LLC; OTTO TRUCKING
26 LLC,

27 Defendants.

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1 I, Jeffrey W. Nardinelli, hereby declare as follows.

2 1. I am a member of the bar of the State of California and an associate with Quinn
3 Emanuel Urquhart & Sullivan, LLP, counsel for Plaintiff Waymo LLC (“Waymo”). I make this
4 declaration of personal, firsthand knowledge, and if called and sworn as a witness, I could and
5 would testify competently as follows.

6 2. Waymo first produced documents in response to the Court’s order (Dkt. 1272) on
7 August 24, 2017.

8 3. After the August 31 hearing and following the Court’s guidance, Waymo (i) re-
9 produced documents produced on August 24, but with fewer redactions and (ii) produced
10 documents that had been withheld on August 24. Waymo produced these documents on Saturday,
11 September 2.

12 4. Defendants re-deposed Gary Brown and Sasha Zbrozek in this action on September
13 6, 2017. Defendants re-deposed Kristinn Gudjonsson on September 8, 2017.

14 5. Today, I reviewed the expert report of Paul French, specifically Exhibit B thereto,
15 the List of Materials Considered. Of the Waymo-produced documents on that list, all but one
16 were produced on or before September 2, 2017, and one was produced on September 8, 2017. The
17 latest deposition that Mr. French considered was that of Mr. Gudjonsson, from September 8, 2017.

18 6. Waymo produced the document stamped with Bates number WAYMO-UBER-
19 00046883 on August 16, 2017.

20 I declare under penalty of perjury under the laws of the State of California that the
21 foregoing is true and correct.

22 DATED: October 26, 2017

/s Jeff Nardinelli
Jeff Nardinelli

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1 **SIGNATURE ATTESTATION**

2 Pursuant to Local Rule 5-1(i)(3), I attest under penalty of perjury that concurrence in the
3 filing of this document has been obtained from Jeff Nardinelli.

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5 */s/ Charles K. Verhoeven*
6 Charles K. Verhoeven
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